IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.1604 OF 1979

Satyanarayan K. Sharma ..Plaintiff

V/s.

Smt.Banarasibai Gopiram Ruia & ors ..Defendants

Ms.Yogini Gada i/b.Harakchand & Co., advocate, for plaintiff
Mr.A.Dasgupta i/b. Anuj Narela, advocate, for the defendants

CORAM : V.C.DAGA, J.

DATE : 5TH DECEMBER, 2007

P.C.

1. By order dated 18th September, 2007 this Court had framed issues and plaintiff was directed to file affidavit of evidence and documents in support of the suit claim on or before 1st November, 2007. This order has not been complied with.

2. Learned counsel appearing for plaintiff has expressed her inability to proceed with the suit and handed over one letter addressed to the

plaintiff dated 3rd October, 2007 together with the original sealed envelope containing the said letter wherein an intimation was sought to be given. Plaintiff to comply order dated 18th September, 2007. As learned counsel appearing for plaintiff expressed her inability to proceed with the suit, suit is, therefore, dismissed for want of evidence with no order as to cost. The letter is taken on record. However, advocate is permitted to take xerox copy of the said letter.

(**V.C.DAGA, J.**)